



United States Government

NATIONAL LABOR RELATIONS BOARD
1099 14th STREET NW
WASHINGTON DC 20570

August 22, 2011

Michael J. Westcott
Leslie A. Sammon
2 E. Mifflin Street, Suite 200
P.O. Box 1767
Madison, WI 53701-1767

Re: Respondent's Reply Brief in *American National Red Cross*, 7-CA-52033, et al.; 7-CA-52282, et al.

Dear Mr. Wescott and Ms. Sammon:

This letter acknowledges receipt of the Reply Brief of Respondents to Answering Briefs of Office and Professional Employees Local 459 and Counsel for the Acting General Counsel filed on August 19, 2011.

Section 102.111(b) of the Board's Rules and Regulations specifies that briefs in any proceeding must be received by the Board before the official closing time of the receiving office on the last day of the time limit. In the event that a party chooses to electronically file the briefs, or any other papers, in a proceeding, the Agency will accept electronic filings up to 11:59 p.m. in the local time zone of the receiving office on the due date. The terms for electronic filing are posted on the Agency's website.

The Respondent's reply brief in this case was due on August 18, 2011. Because the Respondent chose to electronically file this brief, it was due prior to 11:59 p.m. (EST) in the Office of the Executive Secretary. The Agency's records reflect that the Respondent's reply brief was actually received in the Office of the Executive Secretary at 12:33 a.m. (EST) on Friday, August 19, 2011. Therefore, the Respondent's reply brief is untimely, and will not be considered by the Board.

Accordingly, the Charging Party's Motion to Strike Respondent's Reply Brief is now moot.

Very truly yours,

/s/ Farah Z. Qureshi
Associate Executive Secretary

cc: Parties